

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on June 1, 2010.

Acting Mayor Gover presided and called the meeting to order at 6:30 p.m.

Acting Mayor Gover led the Pledge of Allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Randy Ervin, YEA Commissioner Rick Hall, YEA Commissioner Chris Rankin, YEA Acting Mayor Tim Gover.

Also physically present were City personnel: City Administrator Sue McLaughlin, Attorney & Treasurer J. Preston Owen, Community Development Coordinator Kyle Gill, Public Works Director David Wortman, Fire Chief Tony Nichols, Police Chief Jeff Branson, and City Clerk Susan O'Brien.

Commissioner Hall seconded by Commissioner Rankin moved to approve the consent agenda consisting of minutes of the special meeting May 15, 2010; regular meeting May 18, 2010; Fire and Police Pension reports for the month of April, 2010; bills and payroll for the last half of May, 2010.

Bills and Payroll for the last half of May, 2010

<u>General Fund</u>		
Payroll		\$ 280,642.10
Bills		<u>\$ 383,827.67</u>
	Total	\$ 664,469.77
<u>Hotel Tax Fund</u>		
Payroll		\$ 1,666.65
Bills		<u>\$ 7,223.13</u>
	Total	\$ 8,889.78
<u>Festival Management</u>		
Bills		<u>\$ 1,415.73</u>
	Total	\$ 1,415.73
<u>Insurance & Tort Judgment</u>		
Bills		<u>\$ 185,732.98</u>
		\$ 185,732.98
<u>Capital Project Fund</u>		
Bills		<u>\$ 252,074.66</u>
	Total	\$ 252,074.66
<u>I-57 East TIF District</u>		
Bills		<u>\$ 411.87</u>
	Total	\$ 411.87
<u>Broadway East Bus Dist</u>		
Bills		<u>\$ 223,652.49</u>
	Total	\$ 223,652.49
<u>Water Fund</u>		
Payroll		\$ 35,253.37
Bills		<u>\$ 95,349.62</u>
	Total	\$ 130,602.99
<u>Sewer Fund</u>		
Payroll		\$ 28,297.36
Bills		<u>\$ 35,308.67</u>
	Total	\$ 63,606.03

Cemetery Fund

Payroll		\$	5,198.55
Bills		\$	<u>1,078.12</u>
	Total	\$	6,276.67

Motor Fuel Tax Fund

Bills		\$	<u>1,588.20</u>
	Total	\$	1,588.20

Health Insurance

Bills		\$	<u>93,557.61</u>
	Total	\$	93,557.61

Acting Mayor Gover declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Acting Mayor Gover opened the floor for public comments/presentations and non-agenda items. Commissioner Rankin presented Water Treatment Plant Superintendent Jim Lang a plaque recognizing his retirement and more than 33 years of service with the City. Commissioner Rankin presented Waste Water Treatment Plant Superintendent Rick Pinnell a plaque recognizing his retirement and more than 7 years of service with the City.

Acting Mayor Gover opened discussion on a new portion of the Council meeting – Items for Discussion. Administrator McLaughlin reviewed the proposed ordinance combining the Planning Commission and Zoning Board of Appeals in order to streamline the process; noted a smaller board, name change of the board, verbiage changes, irrevocable letter of credit, proposed fees schedule, and requested input from the Council before the public hearing. Council discussed the fees, number of members, and streamlining benefits. Administrator McLaughlin reviewed the changes to proposed Ordinance 2010-5303 and referenced the additional letter of credit requirement.

Acting Mayor Gover seconded by Commissioner Rankin moved to adopt Ordinance 2010-5303, approving the amendment to the Subdivision Code allowing the merge of the Planning Commission and Zoning Board of appeals to include eleven (11) members.

CITY OF MATTOON, ILLINOIS

ORDINANCE NO. 2010-5303

AN ORDINANCE AMENDING THE SUBDIVISION CODE TO ALLOW FOR THE MERGING OF THE PLANNING COMMISSION AND ZONING BOARD OF APPEALS

WHEREAS, the Mattoon Subdivision Ordinance has definitions and regulations regarding the Planning Commission;

WHEREAS, revisions to the ordinance have been proposed to merge the Planning Commission and Zoning Board of Appeals to facilitate more efficient planning and development review;

WHEREAS, the City Council for the City of Mattoon, Coles County Illinois deem that the recommended revisions are in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. Section §33.095 of Chapter 33 of the Code of Ordinances of the City of Mattoon is hereby amended as follows:

33.095 MEMBERSHIP

The City Planning Commission authorized by this section shall consist of eleven (11), with the power to vote so as to represent practically all the industrial, commercial, service, civil and labor interests. By virtue of their offices, the Superintendent of Schools, or his or her appointed designee, and the executive director of the Mattoon Chamber of Commerce shall be two of the eleven representing the community. Said eleven members are to be appointed by the Mayor, on the basis of their particular fitness or competency for their duty on said Commission, and who shall hold no other office in said city government, and such appointments are to be officially ratified by the City Council. The City Administrator, City Attorney and the City Building Inspector shall serve in an advisory capacity only, without the power to vote. Members of the planning commission shall

reside within the City of Mattoon or within territory contiguous to the municipality and not more than one and one-half miles beyond the corporate limits and not included within any other municipality.

Section 2. Sections §157.31, 157.32, 157.33 of Chapter 157 of the Code of Ordinances of the City of Mattoon is hereby amended as follows:

157.31 PREAPPLICATION PHASE

If any deviation from these regulations is anticipated, or the developer anticipates a potential problem area, this informal phase is intended to conserve time, effort and expense by encouraging the developer to discuss the proposed subdivision with the Community Development staff, prior to any formal application being made.

157.32 PRELIMINARY PLAT REVIEW PHASE

(A) Filing. A person or corporation desiring approval of a plat of a subdivision of any land lying within the jurisdiction of the city, shall submit a letter of application therefor to the City Clerk's office at least 30 days prior to the date of a regular or special Commission meeting. At least three (3) oversized copies and fifteen (15) 11 x 17 sized of preliminary plat documents shall be made available by the developer for use at the above mentioned Commission meeting. The developer shall also submit a letter with the preliminary plat indicating all requests for variations from the requirements and standards herein contained, whether temporary or permanent in nature. The granting of variations shall be by action of the City Council. The applicant will also pay a \$350 non-refundable Filing Fee at the time of application.

157.33 FINAL PLAT REVIEW PHASE

(A) *Final plat document specifications and support materials.* The developer or his or her representative shall request the, Community Development Coordinator at least 30 days before a regular or special Commission meeting, to place final plat review of the proposed subdivision on the Planning Commission agenda. Three (3) oversized and fifteen (15) 11 x 17 sized copies, of final plat documents shall be provided at application for use at the Commission meeting. The applicant will also submit a \$250 non-refundable filing fee at the time of application. The final plat shall meet the following specifications: the final plat shall be prepared by an Illinois Registered Land Surveyor and drawn in India ink on tracing cloth or reproducible mylar at the same scale as the preliminary plat. When more than one sheet is used for any plat, they shall be numbered consecutively and each sheet shall contain a notation showing the whole number of sheets in the plat and its relation to other sheets.

Replace 157.33 (E)(1) and (2) in its entirety with the following:

Section (E)(1) The improvements shall be completed within two years from approval of the final plat. Developer shall be responsible to maintain all such improvements for one year following acceptance by the City Council. To insure the satisfactory completion of the required improvements and to insure the maintenance of such improvements for year following acceptance by the City Council, the developer shall:

- A. Deposit with the City Administrator, cash in an amount equal to one hundred twenty (120) percent of the cost of construction estimate certified by the City Engineer; or
- B. Deposit with the City Administrator a duly executed irrevocable letter of credit in the form attached to this title as in Appendix A, from a financial institution approved by the City and authorized to do business in the state of Illinois. The letter of credit shall name the City as beneficiary, shall be in effective for at least one year from its issuance date, and shall remain in effect thereafter until the City is given ninety (90) days notice of an expiration date. The amount of the irrevocable letter of credit shall be in an amount equal to one hundred twenty (120) percent of the cost of construction estimate certified by the City Engineer. The letter of credit shall insure the satisfactory completion of the improvements and their maintenance for one year following acceptance by the City.

During construction of the improvements, the letter of credit or the developer's cash deposit (herein collectively "developer's security") may be periodically reduced upon approval by the City Council. However, in no event, shall the developer's security be less than one hundred twenty (120) percent of the estimated cost of the improvements not yet completed as determined by the City Engineer plus a ten (10) percent retainage of the total cost for maintenance of the improvements.

Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Acting Mayor Gover, seconded by Commissioner Rankin, adopted this 1st day of June, 2010, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
Commissioner Rankin, Acting Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 1st day of June, 2010.

/s/ Tim Gover
Tim Gover, Acting Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on June 2, 2010.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Acting Mayor Gover seconded by Commissioner Ervin moved to adopt Ordinance 2010-5304, approving the amendment of the municipal code to update the penalty provisions for Hotel/Motel Taxes.

CITY OF MATTOON, ILLINOIS

ORDINANCE NO. 2010-5304

AN ORDINANCE AMENDING THE MATTOON CODE OF ORDINANCES TO UPDATE THE PENALTY PROVISIONS FOR HOTEL/MOTEL TAXES

WHEREAS, the City of Mattoon currently has ordinances that deal with the collection of hotel/motel taxes; and

WHEREAS, the City wishes to update the hotel motel tax ordinance provisions to better collect the amounts due under the tax provisions.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Amendments. Section 36.50 (C) of Chapter 36 of the Code of Ordinances of the City of Mattoon is hereby repealed. Section 36.50 (C) of Chapter 36 is reenacted as follows:

(C) If for any reason any tax is not paid when due, a penalty at the rate of 2% per 30-day period, or portion thereof, from the day of delinquency shall be added and collected. In addition, the General Penalty section of the Mattoon Code of Ordinances shall apply to any failure to file any return when due or pay any taxes when owed under this section.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Acting Mayor Gover, seconded by Commissioner Ervin, adopted this 1st day of June, 2010 by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
Commissioner Rankin, Acting Mayor Gover
NAYS (Names): None
ABSENT (Names): None

Approved this 1st day of June, 2010.

/s/ Timothy D. Gover
Timothy D. Gover, Acting-Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on June 2, 2010.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Acting Mayor Gover seconded by Commissioner Hall moved to adopt Ordinance 2010-5305, providing for a reorganization of the Command Structure of the City of Mattoon Police Department.

CITY OF MATTOON, ILLINOIS
ORDINANCE NO. 2010-5305

**AN ORDINANCE PROVIDING FOR A REORGANIZATION OF THE
COMMAND STRUCTURE OF THE CITY OF MATTOON POLICE DEPARTMENT**

WHEREAS, there now exists within the City of Mattoon Police Department the following positions other than patrolman: Chief of Police, two Deputy Chief positions (one currently not filled), five Captain positions, five Lieutenant positions and six Sergeant positions; and,

WHEREAS, the City Council for the City of Mattoon, Coles County, Illinois, deems that it is in the public interest of the taxpayers and citizens of the City of Mattoon and deems that it is in the interest of the City of Mattoon Police Department that the rank structure be reorganized; and,

WHEREAS, the City Council for the City of Mattoon, Coles County, Illinois, deems that the best organization of rank positions, other than patrolman, for the City of Mattoon Police Department is as follows: Chief of Police, one Deputy Chief position, five Captain positions, five Lieutenant positions, and five Sergeant positions; and,

WHEREAS, the reorganization of the City of Mattoon Police Department can be accomplished by maintaining the same total number of positions.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

1. That one position of Sergeant be and is hereby abolished except that said position shall be eliminated through attrition.
2. That one position of Deputy Chief be and is hereby eliminated, thereby leaving one position.

BE IT FURTHER ORDAINED that all ordinances in conflict herewith be and are hereby repealed to the extent of such conflict.

Upon motion by Acting Mayor Gover, seconded by Commissioner Hall, adopted this 1st day of June, 2010, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
Commissioner Rankin, Acting Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 1st day of June, 2010.

/s/ Tim Gover
Tim Gover, Acting Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on June 2, 2010.

Acting Mayor Gover opened the floor for discussion. Chief Branson elaborated on the reduction of one Deputy Chief and one Sergeant position for a more balanced ratio of command and patrol.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Acting Mayor Gover seconded by Commissioner Ervin moved to adopt Special Ordinance 2010-1391, declaring an antique weapon surplus property and authorizing the sale by Police Chief.

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE: 2010-1391

A SPECIAL ORDINANCE DECLARING THREE WEAPONS SURPLUS AND AUTHORIZING THE SALE BY THE POLICE CHIEF

WHEREAS, the City of Mattoon currently owns 3 weapons that are surplus to the needs of the Mattoon Police Department.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. One WWII era MAUSER CHILENO, model # 1895, serial # H5507;
One 1800's Smith & Wesson, model #2, serial # 15889, 32cal. army pistol;
One 1800's Chinese hand made flint lock rifle, no serial #;
all hereby declared surplus to the needs of the City of Mattoon.

Section 2. The Police Chief is hereby authorized to dispose of said weapons to the venue of his choice and to administratively sell and convey the weapons that are the subject of this ordinance without further formal consideration or approval by the City Council. These weapons will be sold "as is" with no warranty expressed or implied.

Section 3. The Mayor and City Clerk are authorized and directed to execute any documents necessary to affect the sale of these weapons.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Upon motion by Acting Mayor Gover, seconded by Commissioner Ervin, adopted this 1st day of June, 2010, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall
Commissioner Rankin, Acting Mayor Gover
NAYS (Names): None
ABSENT (Names): None

Approved this 1st day of June, 2010.

/s/ Tim Gover
Tim Gover, Acting Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

APPROVED AS TO FORM:
/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on June 2, 2010.

Acting Mayor Gover opened the floor for discussion. Chief Branson elaborated on the two seizure weapons' and other's value with the sale to the highest bidder.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Ervin seconded by Commissioner Rankin moved to adopt Special Ordinance 2010-1392, authorizing the placement of a temporary all-way stop intersection at Broadway Avenue and 17th Street during construction of the Charleston Avenue Bridge.

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2010-1392

AN ORDINANCE AUTHORIZING AN
ALL-WAY STOP INTERSECTION AT BROADWAY AVENUE AND 17th STREET

WHEREAS, the closure of the Charleston Avenue Bridge over the Canadian National Railroad has caused an increase in the traffic volume at the intersection of 17th Street and Broadway Avenue; and

WHEREAS, that closure is temporary and the traffic volume at 17th Street and Broadway Avenue will return to normal after the Charleston Avenue Bridge is reopened; and

WHEREAS, the City of Mattoon's Public Works Department has completed a traffic study for the intersection of 17th Street and Broadway Avenue under the current traffic condition with the Charleston Avenue Bridge closed (see Exhibit A – Traffic Study); and

WHEREAS, this intersection with the current increased traffic volume due to the closure of the Charleston Avenue bridge meets the criteria necessary for a multi-way stop intersection as stated in the Federal Highway Administration's *Manual on Uniform Traffic Control Devices* (Section 4C) that the City of Mattoon has adopted as the local standard in Section § 70.16 of the Mattoon Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. For the duration of time the intersection of 17th Street and Broadway Avenue has an increase traffic volume due to the closure of the Charleston Avenue Bridge the intersection shall be an all-way stop intersection and shall be signed accordingly.

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Ervin, seconded by Commissioner Rankin, adopted this 1st day of June, 2010, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
Commissioner Rankin, Acting Mayor Gover
NAYS (Names): None
ABSENT (Names): None

Approved this 1st day of June, 2010

/s/ Tim Gover
Tim Gover, Acting Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on June 2, 2010

Acting Mayor Gover opened the floor for discussion. Director Wortman reiterated the stop as temporary through one week after construction and noted another traffic study following the construction. Administrator McLaughlin added the use the solar powered traffic stop signs to alert drivers of the change. Director Wortman noted the use of flagged stop signs until the solar powered ones were available.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Acting Mayor Gover seconded by Commissioner Hall moved to adopt Resolution 2010-2813, establishing the prevailing rate of wages in the Coles County Area as determined by the Illinois Department of Labor as the wages that must apply to public works of the City of Mattoon consistent with mandates of Illinois statute.

**CITY OF MATTOON, ILLINOIS
RESOLUTION NO. 2010-2813**

**RESOLUTION ESTABLISHING THE PREVAILING RATE OF WAGES IN THE COLES COUNTY AREA AS
DETERMINED BY THE ILLINOIS DEPARTMENT OF LABOR AS THE WAGES THAT MUST APPLY TO
PUBLIC WORKS CONSTRUCTION OF THE CITY OF MATTOON CONSISTENT WITH MANDATES OF
ILLINOIS STATUTE**

WHEREAS, the State of Illinois has enacted "An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, County, City or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, being Chapter 820 ILCS 130/1-12 Illinois Compiled Statutes, commonly referred to as The Prevailing Wage Act, and

WHEREAS, the aforesaid Act requires that the City Council of the City of Mattoon, Illinois investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of said City of Mattoon, Illinois employed in performing construction of public works, for said City of Mattoon, Illinois.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MATTOON, COUNTY OF COLES, AND STATE OF ILLINOIS:

SECTION 1: To the extent and as required by “An Act regulating wages of laborers, mechanics and other workers employed in any public works by State, County, City or any public body or any political subdivision or by anyone under contract for public works,” approved June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of the City of Mattoon, Illinois is hereby ascertained to be the same as the prevailing rate of wages for construction work in the Coles County area as determined by the Department of Labor of the State of Illinois as of June 2010, a copy of that determination being attached hereto as Exhibit “A” and incorporated herein by reference. The definition of any terms appearing in this Resolution which are also used in aforesaid Act shall be the same as in said Act.

SECTION 2: Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works of the City of Mattoon, Illinois to the extent required herein by the aforesaid Act.

SECTION 3: The City Clerk shall publicly post or keep available for inspection by any interested party in the main office of the City of Mattoon, Illinois this determination of such prevailing rate of wage.

SECTION 4: The City Clerk shall mail a copy of this determination to any employer, and to any association of employers and to any person or association of employees who have filed or file their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

SECTION 5: The City Clerk shall promptly file a certified copy of this Resolution with both the Secretary of State Index Division and the Department of Labor of the State of Illinois.

SECTION 6: The City Clerk shall cause a notice to be published in a newspaper of general circulation within the area that the determination of prevailing wages has been made. Said notice shall conform substantially to the notice attached hereto. Such publication shall constitute notice that this is the determination of the City of Mattoon, Illinois and is effective.

Upon motion by Acting Mayor Gover, seconded by Commissioner Hall adopted this 1st day of June, 2010, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
Commissioner Rankin, Acting Mayor Gover
NAYS (Names): None
ABSENT (Names): None

Approved this 1st day of June, 2010.

/s/ Tim Gover
Tim Gover, Acting Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on June 2, 2010.

Published this 4th day of June, 2010.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Hall seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1091, approving a \$3,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Mattoon Multisport for hosting their events:

June 12, 2010	Mattoon Triathlon
August 1, 2010	Lytle Pool Triathlon
September 4, 2010	The Great Illini Challenge
October 10, 2010	Lake Land Duathlon.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Hall seconded by Commissioner Rankin moved to approve Council Decision Request 2010-1092, approving a \$3,500 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Coles County Air Show for their event on August 28, 2010.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Hall seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1093, ratifying re-appointments of Chris Considine and Mary Wetzel to the Tourism Committee with terms expiring 03/01/13.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor declared the motion carried by the following vote: YEA Commissioner Ervin, Abstain Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Acting Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2010-1094, ratifying the Acting Mayor's appointment of Richard F. Record, Jr. and re-appointments of Dennis Gathmann and Gary Rollings to the Board of Fire & Police Commissioners with terms expiring 04/30/2013.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Acting Mayor Gover thanked Mr. Record for serving.

Acting Mayor Gover seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1095, ratifying the Acting Mayor's re-appointments of Bernard deBuhr, Jr., Kenneth Gagnon, and Robert Shamdin to the Revolving Loan Fund Board with terms expiring 04/30/2012.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Ervin seconded by Commissioner Rankin moved to approve Council Decision Request 2010-1096, approving the promotion of Kevin Hamilton to Public Works Lead Maintenance Worker – Concrete Construction, effective June 2, 2010.

Acting Mayor Gover opened the floor for discussion. Commissioner Ervin remarked favorably to Mr. Hamilton's promotion.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Rankin seconded by Commissioner Hall moved to approve Council Decision Request 2010-1097, approving the bid specifications, and authorizing a competitive solicitation for replacement pumps at the Lake Paradise Raw Water Pump Station, and authorizing the Mayor to sign the documents.

Acting Mayor Gover opened the floor for discussion. Director Wortman notified the Council of the pumping of Lake Mattoon water directly into the Plant without significant change in water quality.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Rankin seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1098, authorizing the Mayor to sign an energy performance contract in the amount of \$471,082 for eleven projects with Siemens Building Technologies, Inc.

Acting Mayor Gover opened the floor for discussion. Director Wortman stated the project started two years ago, resulting in identifying eleven projects and substantial dollar savings. He further noted there would be \$180,000 in grants with \$300,000 remainder to be borrowed. Over the ten-year term, a guarantee of 90% savings would be realized.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Rankin seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1099, approving the employment of H.A. Youngblood as a Water Treatment Plant Operator, effective June 14, 2010.

Acting Mayor Gover opened the floor for discussion. Commissioner Ervin favorably acknowledged Mr. Youngblood.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Rankin seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1100, approving the employment of A.J. Cobble as a Water Treatment Plant Maintenance Worker/Operator, effective June 2, 2010.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Rankin seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1101, approving the employment of Stan Hagerstrom as a Waste Water Treatment Plant Operator, effective June 21, 2010.

Acting Mayor Gover opened the floor for discussion. Director Wortman updated the Council as to the last of the new hires in Public Works due to the exodus of early retirees, and noted the loss of experience and knowledge countered with good replacements.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Rankin seconded by Commissioner Hall moved to approve Council Decision Request 2010-1102, authorizing the Acting Mayor to sign a potable water sales agreement with Moultrie County Rural Public Water District.

Acting Mayor Gover opened the floor for discussion. Director Wortman explained the benefits of using the extra capacity of the Water Treatment Plant for the Moultrie County Rural Public Water District sales agreement and the term of 20 years for the agreement with scheduled rate increases each April.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Rankin seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1103, authorizing the purchase of two water quality samplers for north side CSO (Combined Sewer Overflow) system in the amount of \$17,252 from Gasvoda & Associates Inc. to monitor the water quality; and authorizing the Acting Mayor to sign the documents.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Acting Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2010-1104, approving the promotion of Sgt. Richard A Heuerman to the rank of Lieutenant, effective June 2, 2010.

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

Commissioner Ervin seconded by Commissioner Rankin moved to approve Council Decision Request 2010-1105, authorizing the acceptance of a quote in the amount of \$13,988.09 from HD Supply Water Works for water pipe and fittings at the Old State Road Water Main Loop.

Acting Mayor Gover opened the floor for discussion. Director Wortman elaborated on his original discussion with Mattoon Precision, noted better pressure for the area, and the City only purchasing the materials with the labor pool providing the work.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

COMMUNICATIONS - COUNCIL AND CITY STAFF

DEPARTMENT REPORTS:

CITY ADMINISTRATOR – Recognized the Police and Fire Department’s response to the 10 car accident on I-57 and Shift 2’s assistance with the placement of the white boards in the Council Chambers. Administrator McLaughlin noted the Department Heads’ receipt of a similar spreadsheet; reviewed a walk through of Quality Inn with Coordinator Gill and their request for TIF financing; announced a Progress Square meeting with Downtown businesses, Chamber of Commerce, and the Arts Council; announced a meeting with Broadway Avenue businesses regarding the YMCA parking lot; and updated Council on a meeting with Wal-mart and McDonalds regarding appearance and the retention pond. Council inquired as to the potential exits with Administrator McLaughlin stating the exit would be on Wal-mart property. Director Wortman noted an issue with the State access right-of-way purchase. Acting Mayor Gover noted the white board information was derived from the City retreat.

Acting Mayor Gover opened the floor for questions with no responders.

ATTORNEY & TREASURER – stated the preparation for the audit next week.

CITY CLERK – noted the office continues to process birth/death certificates and other permits/licenses, and distribution of liquor license renewals

PUBLIC WORKS – stated the preparation of oil & chip program, hot mix patching, tree removals, tub grinder in Charleston, Old State Road water main loop, painting of crosswalks, and engineering – asphalt project, inspections on YMCA parking lot design. Director Wortman updated Council on problems with the City’s area on 10th Street and Richmond Avenue where semi-trucks were illegally parking; and requested Council to authorize no parking signs and consider options to sell the property or donate to the School District for their building trades program or Habitat for Humanity. Council’s consensus was to place no parking signs with initial warning tickets to semi-truck owners, and make contacts with the apprentice program or Habitat for Humanity.

Acting Mayor Gover opened the floor for questions. Commissioner Ervin inquired about the status of the South Side Drainage project. Director Wortman announced a meeting with engineers and implementation upon receiving the State permit.

COMMUNITY DEVELOPMENT – noted the continuation of resolution of the majority of nuisance complaints with a few citations; pursuance of condemnation of properties; Electrical Inspector assisting Charleston with inspections while Charleston’s inspector is on vacation and review of the lighting of the YMCA parking lot.

FIRE – continuing the process of writing grants, receipt of a \$1,500 grant for investigation cameras, reported on training at Donnellys and repelling at the ICTC office; thanked Doug Dodson and other personnel for posting the white boards; noted the Department’s watering of Broadway Avenue flowers; and acknowledged Michael Romine as 2009 Fireman of the Year.

POLICE – noted seven officers attending Illinois State Police drug interdiction; placing of the Lake Land voting system for better communications; implementing of tobacco compliance checks; working with staff on resolving the intersection and parking issues on 17th Street and Wabash; and announcing enforcement detail on Friday/Saturday nights as well as alcohol compliance checks on Broadway Avenue.

Acting Mayor Gover opened the floor for questions with no responders.

COMMENTS BY THE COUNCIL

Acting Mayor Gover opened the floor for comments from the Council with Commissioner Rankin noting his service on the County Planning Commission.

Acting Mayor Gover opened the floor for comments from the public. Ms. Joyce St. Michael remarked favorably to the new meeting format.

Acting Mayor Gover seconded by Commissioner Hall moved to recess to closed session at 7:29 p.m. pursuant to the Illinois Open Meetings Act the purpose of considering the price for sale or lease of property (5 ILCS 120(2)(c)(6)).

Council reconvened at 7:37 p.m.

Commissioner Hall seconded by Commissioner Ervin moved to adjourned at 7:37 p.m.

Acting Mayor Gover declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

/s/ Susan J. O'Brien
City Clerk